

U.S. Department of Justice



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

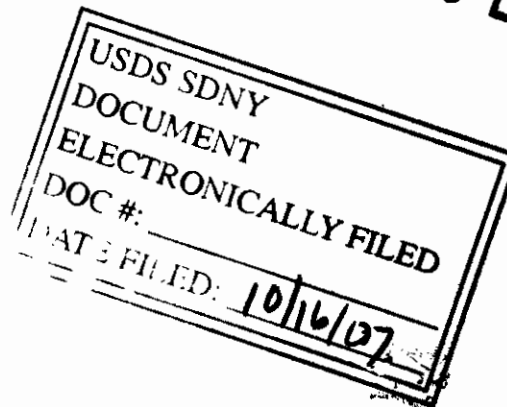
October 11, 2007

MEMO ENDORSED

BY HAND

Honorable Richard J. Sullivan
United States District Judge
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: United States v. Martin Goldstein,
07 Cr. 389 (KMK)



Dear Judge Sullivan:

On May 8, 2007, the defendant in the above-captioned case was arrested on an indictment charging him with theft of federal funds in violation of Title 18, United States Code, Sections 641 and 2. In August, 2007, the United States Attorney's Office decided to offer the defendant a deferred prosecution agreement. Today, that agreement was signed in Magistrate's Court. I have enclosed a copy of the agreement for the Court's convenience.

Judge Karas, to whom this case was previously assigned, scheduled the next conference for February 29, 2008, at 10 am. The Government requests that the conference be adjourned until April 2008 to permit completion of the six-month deferred prosecution period.

Very truly yours,

MICHAEL J. GARCIA
United States Attorney

Conference is adjourned
until April 17th 10am.

SO ORDERED
Dated: 10/15/07

RICHARD J. SULLIVAN
U.S.D.J.

David A. O'Neil
Assistant United States Attorney
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cc: Allen Lashley, Esq. (By fax: 718-797-4911)